IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 11954 of 2004

Between:

Sri N.Siva Reddy S/o N.Yarram Reddy
Mudindla Palli(V), B.Yarragudi (P),

L.R.Palli(M) , Cuddapah District

..... PETITIONER

AND

The Secretary, Regional Transport Authority, Cuddapah

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction particularly one in the nature of Writ of Mandamus declaring the action of the respondent in not disposing of the application of the Petitioner for the grant of Temporary Stage Carriage Permit on the route L.R.Palli to Ramapuram, Via., Gudlavaripalli, Anantapuram Cross, Budigunta Rachapali, etc., pursuance to the application, which was registered as R.No.2103/A2/2004, dt. 12/03/2004, as illegal, arbitrary, unjust and consequently direct the respondent to consider and grant Temporary Stage Carriage Pemit in pursuance of the application of the petitioner forthwith.

Counsel for the Petitioner:MR.B.SIVA RAMA KRISHNAIAH

Counsel for the Respondent: GP FOR TRANSPORT

The Court at the stage of admission made the following ORDER:

The present writ petition is filed questioning the action of the respondent in not disposing of the application of the petitioner for grant of Stage Carriage Permit on the route L.R.Palli to Ramapuram via, Gudlavaripalli, Anantapuram Cross, Budigunta Rachapali etc.

The petitioner gave an application for grant of Temporary Stage Carriage Permit and the same was registered as R.No.2103/A2/2004, dated 12-03-2004 by the respondent. Whether he petitioner is entitled for the Temporary Stage Carriage Permit in respect of certain route or not has to be considered and decided by the respondent. As his application was not considered, he preferred the present writ petition.

Learned counsel appearing for the petitioner contended that no orders have been passed in pursuance of the application filed by the petitioner rejecting or granting Temporary Stage Carriage Permit and therefore, prays to give a direction to the respondent to dispose of the application.

On the other hand, learned Government Pleader for Transport appearing for the respondent stated that if the application of the petitioner was registered, the same will be placed in the next RTA meeting and considered by the respondent as per law.

It is not in dispute that the application of the petitioner was registered as

R.No.2103/A2/2004, Dated 12-03-2004 for grant of Temporary Stage Carriage Permit on the route L.R.Palli to Ramapuram via, Gudlavaripalli, Anantapuram Cross, Budigunta Rachapalli etc. The same has to be considered by the respondent as per law. Therefore, a direction can be given to the respondent to consider and pass appropriate orders for grant of Temporary Stage Carriage Permit in pursuance of the registered application of the petitioner dated 12-03-2004 as per law within a period of four weeks from the date of receipt of a copy of this order.

With the above directions, the writ petition is disposed of. In the circumstances, no costs.

14th JULY, 2004.

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To

1 The Secretary, Regional Transport Authority, Cuddapah

2 Two CCs copies to the Government Pleader for Transport, A.P.High Court Buildings, Hyderabad.

3 Two CD copies.